

PROVIDING FOR THE CONSIDERATION OF H.R. 4193, THE
DEPARTMENT OF THE INTERIOR AND RELATED AGEN-
CIES APPROPRIATIONS BILL, 1999

JULY 20, 1998.—Referred to the House Calendar and ordered to be printed

Mr. HASTINGS, from the Committee on Rules,
submitted the following

REPORT

[To accompany H. Res. 504]

The Committee on Rules, having had under consideration House Resolution 504, by a non-record vote, report the same to the House with the recommendation that the resolution be adopted.

BRIEF SUMMARY OF PROVISIONS OF RESOLUTION

The resolution provides for the consideration of H.R. 4193, the “Department of the Interior and Related Agencies Appropriations Bill, 1999” under an open rule. The rule provides one hour of general debate divided equally between the chairman and ranking minority member of the Committee on Appropriations.

The rule waives section 306 (prohibiting matters within the jurisdiction of the Budget Committee in a measure not reported by it) or 401 (prohibiting consideration of budget-related legislation, as reported, that is not subject to appropriations) of the Budget Act against consideration of the bill.

The rule provides that the amendments printed in Part 1 of this report shall be considered as adopted.

The rule also waives clause 2 (prohibiting unauthorized appropriations or legislative provisions in a general appropriations bill) and clause 6 (prohibiting reappropriations in a general appropriations bill) of rule XXI against the bill, as amended, except as follows: page 88, line 10, through page 89, line 6 (NEA).

The rule provides that if an unprotected provision is stricken on a point of order, it shall be in order to immediately consider the Johnson of Connecticut amendment printed in Part 2 of this report. The amendment shall be debatable for 30 minutes equally divided between the proponent and opponent, and shall not be subject to

amendment. The rule also makes in order the Young of Alaska amendment printed in Part 3 of this report which shall be debatable for 30 minutes equally divided between the proponent and opponent, and shall not be subject to amendment.

The rule also waives all points of order against the amendments printed in this report.

Members who have pre-printed their amendments in the Congressional Record prior to their consideration will be given priority in recognition to offer their amendments if otherwise consistent with House rules. The rule allows the Chair to postpone recorded votes and reduce to five minutes the minimum time for electronic voting on any postponed votes, provided voting time on the first in any series of questions shall not be less than 15 minutes.

The rule waives clause 2(e) of rule XXI (prohibiting non-emergency designated amendments to be offered to an appropriations bill containing an emergency designation) against amendments to the bill.

Finally, the rule provides for one motion to recommit, with or without instructions.

SUMMARY OF AMENDMENTS MADE IN ORDER UNDER THE RULE FOR
H.R. 4193, THE INTERIOR APPROPRIATIONS BILL, FY 1999

Amendments considered as adopted

Chenoweth: Transfers \$67 million from the general administrative expenses of the National Forest System account to the Wildland Fire Suppression operation.

Regula: Clarifies that the road and trail fund, when used for forest health enhancement, should not be used to replace salvage sale funds and not exempt any project from any environmental law.

Young (AK)/Miller (CA): Extends for two years the Medicare and Medicaid Direct Billing demonstration program which is authorized by section 405 of the Indian Health Care Improvement Act.

Amendments made in order

Johnson (CT)—30 minutes: Restores \$98 million to the NEA.

Young (AK)—30 minutes: Extends until October 1, 2000, a current moratorium on the federal takeover of fisheries management of certain navigable waters owned by the State of Alaska.

PART 1.

Amendments to be considered as adopted:

On page 56, line 13, strike “\$1,298,421,000” and insert in lieu thereof: “\$1,231,421,000” and on page 56, line 25, strike “\$564,737,000” and insert in lieu thereof: “\$631,737,000”.

Page 120, beginning on line 7, strike section 334 and insert the following new section:

SEC. 334. Amounts deposited during fiscal year 1998 in the roads and trails fund provided for in the fourteenth paragraph under the heading “FOREST SERVICE” of the Act of March 4, 1913 (37 Stat. 843; 16 U.S.C. 501), shall be used by the Secretary of Agriculture, without regard to the State in which the amounts were derived, to repair or reconstruct roads, bridges, and trails on National Forest

System lands or to carry out and administer projects to improve forest health conditions, which may include the repair or reconstruction of roads, bridges, and trails on National Forest System lands in the wildland-community interface where there is an abnormally high risk of fire. The projects shall emphasize reducing risks to human safety and public health and property and enhancing ecological functions, long-term forest productivity, and biological integrity. The Secretary shall commence the projects during fiscal year 1999, but the projects may be completed in a subsequent fiscal year. Funds shall not be expended under this section to replace funds which would otherwise appropriately be expended from the timber salvage sale fund. Nothing in this section shall be construed to exempt any project from any environmental law.

At the end of Title III, General Provisions, insert the following new section at the appropriate place:

Section 405(c)(2) of the Indian Health Care Improvement Act (42 U.S.C. 1645(c)(2)) is amended by striking "September 30, 1998" and inserting in lieu thereof "September 30, 2000".

PART 2

AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE NANCY JOHNSON OF CONNECTICUT, OR A DESIGNEE

Page 88, after line 9, insert the following:

NATIONAL ENDOWMENT FOR THE ARTS

GRANTS AND ADMINISTRATION

For necessary expenses to carry out the National Foundation on the Arts and the Humanities Act of 1965, as amended, \$81,240,000 shall be available to the National Endowment for the Arts for the support of projects and productions in the arts through assistance to organizations and individuals pursuant to section 5(c) of the Act, and for administering the functions of the Act, to remain available until expended.

MATCHING GRANTS

To carry out the provisions of section 10(a)(2) of the National Foundation on the Arts and the Humanities Act of 1965, as amended, \$16,760,000, to remain available until expended, to the National Endowment for the Arts: *Provided*, That this appropriation shall be available for obligation only in such amounts as may be equal to the total amounts of gifts, bequests, and devises of money, and other property accepted by the chairman or by grantees of the Endowment under the provisions of section 10(a)(2), subsections 11(a)(2)(A) and 11(a)(3)(A) during the current and preceding fiscal years for which equal amounts have not previously been appropriated.

PART 3

AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE DON YOUNG
OF ALASKA, OR A DESIGNEE

Page 123, after line 14, insert the following new section:

SEC. 338. (a) MORATORIUM ON FEDERAL MANAGEMENT.—None of the funds made available to the Department of the Interior or the Department of Agriculture by this or any other Act hereafter enacted may be used prior to October 1, 2000, to issue or implement final regulations, rules, or policies pursuant to title VIII of the Alaska National Interest Lands Conservation Act to assert jurisdiction, management, or control over the navigable waters transferred to the State of Alaska pursuant to the Submerged Lands Act of 1953 or the Alaska Statehood Act of 1959.

(b) EFFECTIVE DATE OF 1997 ANILCA AMENDMENTS.—Section 316(d) of Public Law 105–83 is amended by striking “December 1, 1998” and inserting “October 1, 2000”.

(c) REPEAL.—Subsections (a) and (b) shall be repealed on December 1, 1998, unless on or before that date an amendment to the constitution of the State of Alaska has been adopted which the Secretary of the Interior has determined would enable Alaska statutes to be enacted which provide the priority required in section 804 of the Alaska National Interest Lands Conservation Act (16 U.S.C. 3114) in the taking on public lands of fish and wildlife.